

IN THE UNITED STATES DISTRICT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

RECEIVED  
2006 APR 12 PM 4:08  
CLERK  
U.S. DISTRICT COURT

PORTOLA PACKAGING, INC., )

Plaintiff, )

v. )

BLACKHAWK MOLDING CO., )

Defendant. )

Judge Virginia Kendall

Case No. 05 C 6342

Magistrate Judge Keys

FILED  
J.N  
APR 12 2006  
MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

**JOINT STIPULATION AND NOTICE OF VOLUNTARY DISMISSAL**

WHEREAS, the parties have entered into a Settlement Agreement last executed on April 7, 2005 under which the parties have agreed to dismiss the present captioned case without prejudice:

IT IS HEREBY STIPULATED AND AGREED by and between Portola Packaging, Inc., Plaintiff, ("Portola") and Blackhawk Molding Co., Defendant ("Blackhawk") that all claims and counterclaims in the captioned case are hereby dismissed without prejudice based on the following:

1. That, pursuant to Fed. R. Civ. P.41(a)(1), all Portola's claims against Blackhawk raised in the captioned case are voluntarily dismissed without prejudice.
2. That, pursuant to Fed. R. Civ. P.41(a)(1), all Blackhawk's counterclaims against Portola raised in the captioned case are voluntarily dismissed without prejudice.

Dated: April 11, 2006

By: Stephen J. Cassin  
One of the Attorneys for Plaintiff/Counter-  
claim Defendant

Anthony C. Valiulis  
James P. Hanrath  
Stephen J. Cassin  
Much, Shelist, Freed, Denenberg,  
Ament & Rubenstein, P.C.  
191 North Wacker Drive  
Suite 1800  
Chicago, IL 60605-1615  
Telephone: (312)521-2000  
Facsimile: (312)521-2100

Of Counsel:

**David J Brezner**  
Dorsey & Whitney LLP  
555 California Street  
Suite 1000  
San Francisco, CA 94104-1513  
Telephone: (415)781-1989

By: David I. Roche  
One of the Attorneys for Defendant/  
Counterclaim-Plaintiff

David I. Roche  
Baker & McKenzie LLP  
One Prudential Plaza  
130 East Randolph Drive  
Suite 3500  
Chicago, IL 60601  
Telephone: (312)861-8608  
Facsimile: (312)698-2363